

Appl. Serial No. 10/005,485
Amendment Dated 28 December 2004
Reply to Office Action of 13 August 2004

70200.0101

Remarks/Arguments

This Amendment is in response to the Office Action mailed 13 August 2004 (13.08.2004). In this Office Action, the Examiner objected to claims 50 and 117 because of the informalities that the claims contained acronyms. Additionally, the Examiner rejected claims 61-100 under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the invention. Further, the Examiner rejected claims 50-59, 101-108, and 113-126 under 35 USC 102(e) as being anticipated by Hardy (US Pat. No. 6,370,120). Further, the Examiner found that claim 186 was allowable. And finally, the Examiner objected to claims 60, 109-112, and 127-178 as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

1. Informal Claims

The Examiner found objected to claims 50 and 117 because of the informalities that the claims contained acronyms. The Applicant has amended the appropriate claims to contain the definitions of the acronyms. The Applicant requests that the Examiner withdraw the objection.

2. Rejection under 35 USC 112, second paragraph

The Examiner rejected claims 61-100 under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the invention. The Examiner found that claim 61 lacked insufficient basis for the recited limitation "both result....said analysis of adherence". The Applicant has amended claim 61 to remove

Appl. Serial No. 10/005,485
Amendment Dated 28 December 2004
Reply to Office Action of 13 August 2004

70200.0101

this particular limitation. Additionally, the Applicant has amended claim 61 to depend on allowable claim 60. The Applicant requests that the Examiner withdraw the rejection to claims 61-100.

3. Rejection under 35 USC 102(e)

The Examiner rejected claims 50-59, 101-108, and 113-126 under 35 USC 102(e) as being anticipated by Hardy (US Pat. No. 6,370,120). The Applicant has canceled claims 50-59, 101-108, and 117-126. The Applicant amended claim 113 to be dependent upon allowable claim 109 with claims 114-116 being dependent on claim 113. In view of the above amendments, the Applicant requests that the Examiner withdraw the rejections to claims 50-59, 101-108, and 113-126 under 35 USC 102(e) as being anticipated by Hardy (US Pat. No. 6,370,120).

4. Objected and allowable claims

The Examiner objected to claims 60, 109-112, and 127-178 as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. The Applicant amended the claims 60, 109, 127, and 128 to make them independent claims that included the limitations of the prior intervening claims. The Applicant requests that the Examiner withdraw the objections to claims 60, 109-112, and 127-178.

5. New claims

The Applicant added new claims 187-191, 192-196, and 197-201. These claims are similar in scope to allowable claims 109-112. Thus, the a new search is not necessary.

Appl. Serial No. 10/005,485
Amendment Dated 28 December 2004
Reply to Office Action of 13 August 2004

70200.0101

6. Summary

In view of the above, Applicant believes that each of the presently pending claims is in immediate condition for examination. Accordingly, Applicant respectfully requests that the Examiner withdraw the rejections and objections and pass this application on to issuance.

Respectfully submitted,



Date: December 28, 2004

Matthew J. Booth
Reg. No. 35,454

Matthew J. Booth
Matthew J. Booth & Associates, PLLC
PO Box 50010
Austin, Texas 78763-0010
Telephone: (512) 474-8488
Facsimile: (512) 474-7996
matthew.booth@boothlaw.com
<http://www.boothlaw.com/>